

#8

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEIn re the application of:  
FRANK J. COLOMBO

Docket: H0002694 (4760)

Serial Number: 09/973,644

Group Art Unit: 1772

Filed: October 9, 2001

Examiner: Marc A. Patterson

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JUN 20 2003  
GROUP 1700

For: MULTI LAYER LAMINATE FOR USE IN CHEMICAL BARRIER PACKAGING

RESPONSE TO OFFICE ACTIONCommissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In response to the Office Action mailed April 17, 2003, please consider the following remarks:

REMARKS

The examiner has rejected claims 22-33 and 34 under 35 U.S.C. 112 for the reasons stated in the office action. It is respectfully asserted that this ground of rejection is not well taken. The examiner believes that the phrase "chemical barrier film" is unclear and assumes the meaning to be "barrier film". It is believed that the phrase "chemical barrier film" is more precise than just "barrier film" because the latter could well refer to a moisture barrier, an oxygen barrier, etc. It is submitted that the term "chemical barrier film" is not indefinite and would be well understood by those skilled in the art to mean a film which is at least barrier to chemical transmission therethrough. The phrase "such that" in this context does not refer to any statement of a desired result, but rather refers to a material selection criteria for the film structure. It is also submitted that the phrase

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**FAX COVER SHEET**TO: Commissioner for Patents  
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DATE: June 19, 2003

KINDLY DIRECT THIS COMMUNICATION TO:

EXAMINER : Marc A. Patterson  
GROUP : 1772NO. OF PAGES SENT INCLUDING THIS COVER SHEET: 6

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